UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

Civil Action No. 11-3731(FLW)

BUCK FOSTON'S

NEW BRUNSWICK, LLC et al.

v.

Plaintiff, : **ORDER OF DISMISSAL**

:

:

JAMES M. CAHILL et al.

Defendant,

:

:

It having been reported to the Court that the above-captioned action has been settled in its entirety;

IT IS on this 30th day of April, 2014;

ORDERED THAT:

(1) This action is hereby DISMISSED without costs and without prejudice to the right, upon motion and good cause shown, within 75 days, to reopen this action if the settlement is not consummated; and

(2) If any party shall move to set aside this Order of Dismissal as provided in the first paragraph or pursuant to the provisions of <u>Fed. R. Civ. P.</u> 60(b), in deciding such motion the Court retains jurisdiction of the matter to the extent necessary to enforce the terms and conditions of any settlement entered into between the parties.

s/Freda L. WolfsonFreda L. WolfsonUnited States District Judge